

UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION

IN RE:

WOODY EUGENE JACKSON  
d/b/a Jacksons Carpet Cleaning  
fdb North South Carpet Cleaning

Debtor.

WOODY JACKSON,

Plaintiff,  
v.

WELLS FARGO BANK, N.A. d/b/a  
AMERICA'S SERVICING COMPANY

Defendant.

Case No. 16-30982  
Chapter 13

Adversary Proceeding No. 16-03311

**WELLS FARGO BANK, N.A.'S RESPONSE TO MOTION TO COMPEL  
COMPLETION OF MEDIATED SETTLEMENT CONFERENCE**

NOW COMES Defendant Wells Fargo Bank, N.A. d/b/a America's Servicing Company ("Wells Fargo"), by and through its undersigned attorneys, and responds to Plaintiff's Amended Motion to Compel Completion of Mediated Settlement Conference (the "Motion"). Wells Fargo shows as follows:

1. Wells Fargo reserves its right to dispute the factual predicates of Plaintiff's Motion. In addition, while Wells Fargo will engage in settlement discussions with the Debtor through counsel, Wells Fargo believes that another mediation session is not needed and is likely to be futile.

2. To the extent that the Court grants the Motion, Wells Fargo has requested that the Debtor's counsel consent to move the proposed mediation from May 15, 2017, to another

mutually convenient date due to intervening conflicts. Debtor's counsel has agreed to do so, and if required, the parties will work in good faith to select such a date.

This the 5<sup>th</sup> day of May, 2017.

*/s/ B. Chad Ewing*

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B. Chad Ewing (N.C. Bar No. 27811)  
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*Attorneys for Wells Fargo Bank, N.A.  
d/b/a America's Servicing Company*

**CERTIFICATE OF SERVICE**

I hereby certify that on May 5, 2017, the foregoing **WELLS FARGO BANK, N.A.'S RESPONSE TO MOTION TO COMPEL COMPELTION OF MEDIATED SETTLEMENT CONFERENCE** was electronically filed with the Clerk of Court using the CM/ECF system which constituted service upon the following:

Kerry L. Balentine  
Balentine Law, PLLC  
P.O. Box 1448  
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*Counsel for Plaintiff*

/s/ B. Chad Ewing  
B. Chad Ewing